

TITLE: INCREASED UTILITY PROVISIONAL SUM
PROJECT: CONSTRUCTION PACKAGE 4

DATE: 03/15/2016
CONTRACT NO: HSR 14-32

CONTRACTOR:

 CALIFORNIA RAIL BUILDERS, LLC
 5670 Wilshire Blvd, Suite 600
 Los Angeles, CA 90036

DESCRIPTION OF CHANGE:

Following the submission of the Proposal, the Utility Provisional Sum (sometimes also referred to as the "Provisional Sum") was increased from \$35,100,000.00 to \$107,000,000.00, which increased the Contract Price from \$372,347,000.00 to \$444,247,000.00. As a result of the increased Contract Price, the following items and the amounts allocated for those items in the Payment Breakdown have increased: (a) premiums for payment and performance bonds required under the Contract as set forth below; (b) premiums for insurance required under the Contract as set forth below; and (c) the mobilization payments as set forth in Section 8.1 of the Special Provisions. Further, the Parties acknowledge that this increase in the Utility Provisional Sum does not in and of itself modify the Scope of Work, and accordingly, no time adjustment will be required as a result of such increase.

The Parties also acknowledge that this Change Order does not affect or impact Section 13 of the Special Provisions, and the Contractor does not hereby release or otherwise waive any claims it may have, including with respect to other costs the Contractor incurs as a result of the increase in the Utility Provisional Sum and/or this Change Order.

PCO	Payment Item	Description	Quantity	Units	Unit Price	Net Amount	Time Adj. (Days)
1	Premium	Premium Increase for Payment and Performance Bonds	1	1	\$421,830.00	\$421,830.00	0
2	Premium	Premium Increase for Insurance	1	1	\$937,740.00	\$937,740.00	0
Total:						\$1,359,570.00	0

ATTACHMENTS: (1) Bonding Backup Documentation (Marsh)
 (2) Insurance Backup Documentation (Willis Towers Watson)

Initials Acknowledging Page 1 of 2

Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by
<i>TB</i>	<i>[Signature]</i>	<i>CJC</i>	<i>[Signature]</i>

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Release of Claims

Except as modified by this Change Order, all terms and conditions of the Contract, as previously modified, remain unchanged and in full force and effect. The parties agree that this Change Order is a final and equitable adjustment of the Contract time and Contract amount and constitutes a mutual accord and satisfaction of all claims, current or future, of whatever nature caused by or arising out of the facts and circumstances surrounding this Change Order including, but not limited to, direct, indirect and consequential costs; additional time for performance; and the impact of the modifications specified in this Change Order, alone or taken with other changes, on the unchanged Work.

Contractor's Sworn Certification

By executing this Change Order for the Contractor below, the undersigned for the Contractor certifies as true, under penalty of perjury (under the laws of California, executed in Los Angeles, California), as follows:

This Change Order is made in good faith and in accordance with the terms of the Contract.

The amount of time and/or compensation requested accurately reflects the appropriate adjustments and includes all known and anticipated impacts or amounts that may be incurred as a result of the event or matter giving rise to such proposed change.

The Contractor has no reason to believe and does not believe that the factual basis for this Change Order is falsely represented.

The Contractor has investigated the basis for each Subcontractor claim and has determined that each such claim is justified as to entitlement and amount of money and/or time requested and has no reason to believe and does not believe that the factual basis for the Subcontractor's claim is falsely represented.

Subcontractor's Sworn Certification(s):

Attached as none [indicate "none" if no such Subcontractors are involved] are sworn certifications from each Subcontractor involved in the Work or event contemplated by this Change Order in the form above.

California Rail Builders, LLC

Acceptance by

Signature

Jose Baraja – Authorized Representative

Date

03/15/2016

California High-Speed Rail Authority

Submitted by

Signature

Claudio Dallavalle – PCM Oversight Manager

Date

3-21-16

Recommended by

Signature

Craig Carney – CP 4 Design and Construction Manager

Date

3-21-16

Approval by

Signature

Terry Ogle – Director of Design and Construction

Date

3/24/16

Initials Acknowledging Page 2 of 2

Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by
TB		CX	